



IFW

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Atty. Docket: ROGERS=2

In re Application of: ) Conf. No.: 8247  
ROGERS, Steven R. et al. ) Art Unit: Not Yet Known  
Appln. No.: 10/7579,631 ) Examiner: Not Yet Known  
Filed: May 17, 2006 ) Washington, D.C.  
For: MEASUREMENT SYSTEM AND ) March 14, 2007  
METHOD FOR USE IN )  
DETERMINING A PATIENTS )  
CONDITION )

**INFORMATION DISCLOSURE STATEMENT [IDS]**

Honorable Commissioner for Patents  
U.S. Patent and Trademark Office  
Randolph Building, Mail Stop Amendments  
401 Dulany Street  
Alexandria, VA 22314

Sir:

This Information Disclosure Statement is submitted in accordance with 37 CFR §§1.97, 1.98, and it is requested that the information set forth in this statement and in the listed documents be considered during the pendency of the above-identified application, and any other application relying on the filing date of the above-identified application or cross-referencing it as a related application.

1. This IDS should be considered, in accordance with 37 CFR §1.97, as it is filed before the mailing date of a first office action on the merits or before the mailing of a first Office action after the filing of a Request for Continued Examination under 37 CFR §1.114.

2. In accordance with 37 CFR §1.98, this IDS includes a list (e.g., form PTO/SB/08A) of all patents, publications, or other information submitted for consideration by the office, either incorporated into this IDS or as an attachment hereto. A

copy of each document listed is attached, except as explained below:

[X] Documents AA-AL are U.S. patents and/or published applications. 37 CFR §1.98(a)(2)(ii) does not require the filing of legible copies of U.S. patents or U.S. patent application publications unless required by the Office.

3. No explanation of relevance is necessary for documents in the English language (see reply to Comments 67 and 68 in the preamble to the final rules; 1135 OG 13 at 20).

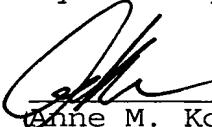
4. Other information being provided for the examiner's consideration follows:

International Search Report mailed April 6, 2006

5. In accordance with 37 CFR §§1.97(g) and (h), the filing of this IDS should not be construed as a representation that a search has been made or that information cited is, or is considered to be, material to patentability as defined in §1.56 (b), or that any cited document listed or attached is (or constitutes) prior art. Unless otherwise indicated, the date of publication indicated for an item is taken from the face of the item and Applicant(s) reserves the right to prove that the date of publication is in fact different.

Respectfully submitted,

BROWDY AND NEIMARK  
Attorneys for Applicant(s)

By: 

Anne M. Kornbau  
Reg. No. 25,884

624 Ninth Street, N.W., Suite 300  
Washington, D.C. 20001-5303  
Telephone: (202) 628-5197  
Facsimile: (202) 737-3528  
AMK:ma

G:\BN\C\cohn\Rogers2\Pto\2007-03-14 IDS Form.doc

**INTERNATIONAL SEARCH REPORT**

International application No.

PCT/IL04/01064

**A. CLASSIFICATION OF SUBJECT MATTER**

IPC(8) : A61B 6/00,5/00  
US CL : 600/475,559

According to International Patent Classification (IPC) or to both national classification and IPC

**B. FIELDS SEARCHED**

Minimum documentation searched (classification system followed by classification symbols)

U.S. :

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practicable, search terms used)

**C. DOCUMENTS CONSIDERED TO BE RELEVANT**

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X, E --- A	WO 2004/110265 A1 (ATOS MEDICAL AB) 23 December 2004 (23.12.2004), entire document	1, 9-13, 15, 51-58, 84-91, and 93-100
Y	US 5,213,099 A (Tripp, Jr.) 25 May 1993 (25.05.1993), col. 2 line 12-28, col. 3 line 31-32.	2-8
Y	US 5,280,788 A (Janes et al.) 25 January 1994 (25.01.1994), col. 4 line 62 - col. 5 line 4, col. 6 line 25-26.	14, 16-22, 59, 60, 68
Y	US 4,576,436 A (Daniel) 18 March 1986 (18.03.1986), abstract, col. 3 line 17-20.	61-65, 67
Y	US 6,319,199 B1 (Sheehan et al.) 20 November 2001 (20.11.2001), col. 1 line 8-13.	66

<input type="checkbox"/>	Further documents are listed in the continuation of Box C.	<input type="checkbox"/>	See patent family annex.
"*	Special categories of cited documents:	"T"	later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
"A"	document defining the general state of the art which is not considered to be of particular relevance	"X"	document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
"E"	earlier application or patent published on or after the international filing date	"Y"	document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art
"L"	document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)	"&"	document member of the same patent family
"O"	document referring to an oral disclosure, use, exhibition or other means		
"P"	document published prior to the international filing date but later than the priority date claimed		
Date of the actual completion of the international search		Date of mailing of the international search report	
03 February 2006 (03.02.2006)		06 APR 2006	
Name and mailing address of the ISA/US Mail Stop PCT, Attn: ISA/US Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 Facsimile No. (571) 273-3201		Authorized officer Jacqueline Cheng Telephone No. 571-272-5596	